



Image

AF 11614

PATENT
ATTORNEY DOCKET NO.: 056291-5046

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:)
)
CUMMING) Group Art Unit: 1614
)
Appln. No.: 09/937,018) Examiner: Rao, Deepak R.
)
Filed: September 20, 2001)
)
FOR: PYRIDINE AND PYRIMIDINE)
DERIVATIVES AND THEIR USE AS)
INHIBITORS OF CYTOKINE MEDIATED)
DISEASE)

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Date: March 23, 2004

Sir:

NOTICE OF APPEAL TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Final Office Action dated September 24, 2003 rejecting claims of the above-identified application.

The item(s) checked below are appropriate:

1. ☒ Timely responses to the final rejection were filed on January 20 and February 24, 2004.
2. ☒ Notice of Appeal Fee enclosed: \$ 330.00
3. ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of 3 months.

An extension for 2 months has already been secured and the fee paid therefor in the amount of \$420.00 is deducted from the total fee due for the total months of extension now requested.

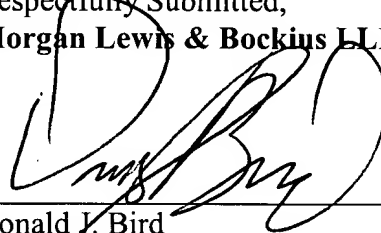
Extension of time fee due with this request: \$ 530.00

03/24/2004 YPOLITE1 00000130 500310 09937018

01 FC:1401 330.00 DA
02 FC:1253 530.00 DA
1-WA/2159139.1

4. ☒ Total Fees Due: \$ **860.00**
5. ☒ The Commissioner is hereby authorized to charge **\$860.00** to Deposit Account No. 50-0310 for Notice of Appeal Fee (\$330.00) and Third Month Extension of Time Fee (\$530.00).
6. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully Submitted,
Morgan Lewis & Bockius LLP



Date: March 23, 2004
Morgan Lewis & Bockius LLP
Customer No. **09629**
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Tel. No.: 202-739-3000
DJB:mk

By:

Donald J. Bird
Registration No. 25,323
Tel. No.: (202) 739-5320
Fax No.: (202) 739-3001